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13 SUPERIOR COURT FOR THE STATE OF ARIZONA

14 IN AND FOR THE COUNTY OF COCHISE

15 THOMAS ABRUZZO, natural father on  
16 behalf of ASHLEY ABRUZZO AND  
17 KRISTA ABRUZZO, minors,

18 No. CV201800043

19 Plaintiffs,

SCHEDULING ORDER

20 vs.

21 SIERRA VISTA UNIFIED SCHOOL  
22 DISTRICT, a political subdivision of the  
23 state of Arizona; DAVID F. FALCON and  
24 JANE DOE FALCON, husband and wife;

25 Assigned to: Charles A. Irwin, Div. 1

26 Defendants.

Upon consideration of the parties' Joint Report, the court orders as follows:

1. *Initial disclosure:* The parties have exchanged their initial disclosure statements.
2. *Expert witness disclosure:*

Parties shall disclose areas of expert testimony by **August 31, 2018**,

Plaintiff shall disclose the identity and opinions of experts by **September 28, 2018**.

1 Defendant shall disclose the identity and opinions of experts by **November 16, 2018**.

2 The parties shall simultaneously disclose their rebuttal expert opinions by  
3 **December 14, 2018**.

4 **3.** *Lay (non-expert) witness disclosure:* The parties shall disclose all lay witnesses by  
5 **October 1, 2018.**

6 **4.** *Final supplemental disclosure:* Each party shall provide final supplemental  
7 disclosure by **January 18, 2019**. This order does not replace the parties' obligation  
8 to seasonably disclose Rule 26.1 information on an on-going basis and as it becomes  
available.

9 **No party shall use any lay witness, expert witness, expert opinion, or exhibit at**  
10 **trial not disclosed in a timely manner, except upon order of the court for good**  
11 **cause shown or upon a written or an on-the-record agreement of the parties.**

12 **5.** *Discovery deadlines:* The parties will propound all discovery undertaken pursuant  
13 to Rules 33 through 36 by **October 1, 2018**. The parties will complete the  
14 depositions of parties and lay witnesses by **December 1, 2018** and will complete the  
15 depositions of expert witnesses by **January 25, 2019**. The parties will complete all  
16 other discovery by **January 25, 2019**. ("Complete discovery" includes conclusion  
17 of all depositions and submission of full and final responses to written discovery.)

18 **6.** *Settlement conference or private mediation:* [choose one]:

19  **Referral to ADR for a settlement conference:** The clerk or the court will issue a  
referral to ADR by a separate minute entry.

20  **Private mediation:** The parties shall participate in mediation using a private  
21 mediator agreed to by the parties. The parties shall complete the mediation by  
22 **December 1, 2018**. All attorneys and their clients, all self-represented parties, and  
23 any non-attorney representatives who have full and complete authority to settle  
24 this case shall personally appear and participate in good faith in this mediation,  
even if no settlement is expected. However, if a non-attorney representative  
25 requests a telephonic appearance and the mediator grants the request prior to the  
mediation date, a non-attorney representative may appear telephonically.

26  **No settlement conference or mediation:** A settlement conference or private

1 mediation is not ordered.

2

3 7. **Dispositive motions:** The parties shall file all dispositive motions by January 25, 2019.

4

5 8. **Trial setting conference:** On Monday, February 4, 2019 at 10:00 am 6 the court will conduct a telephonic trial setting conference. Attorneys and self- 7 represented parties shall have their calendars available for the conference.

8

9 9. ~~Plaintiff~~ Defendant will initiate the conference call by arranging for the 10 presence of all other counsel and self-represented parties, and by calling this 11 division at 520-807-3314 [division's telephone number] at the scheduled time.

10

11 10. **Firm dates:** No stipulation of the parties that alters a filing deadline or a hearing 12 date contained in this scheduling order will be effective without an order of this 13 court approving the stipulation. Dates set forth in this order that govern court filings 14 or hearings are firm dates and may be modified only with this court's consent and 15 for good cause. This court ordinarily will not consider a lack of preparation as good 16 cause.

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18 11. **Further orders:** The court further orders as follows:

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20 DATED: October 2, 2018.

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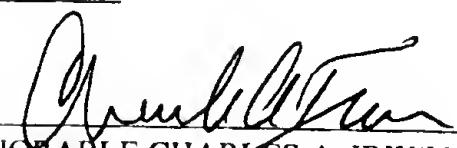
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HONORABLE CHARLES A. IRWIN

Original filed with the Clerk this 24<sup>th</sup> day of September, 2018  
Copy mailed to:

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